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PTO/SB/17 (05-03)

Approved for use through 04/30/2003. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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# FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** (\$ 130.00)

## Complete if Known

Application Number	09/852,659-Conf. #5111
Filing Date	May 11, 2001
First Named Inventor	Steven M. Ruben
Examiner Name	D. Sullivan
Art Unit	1636
Attorney Docket No.	PZ003P4

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NOV 06 2003

## METHOD OF PAYMENT (check all that apply)

Check  Credit Card  Money Order  Other  None  
 Deposit Account

Deposit Account Number 08-3425

Deposit Account Name Human Genome Sciences, Inc.

The Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) during the pendency of this application  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1001	750	2001	375	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	620	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
<b>SUBTOTAL (1)</b>		(\$ 0.00)			

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	-97** =	x	=	Fee Paid
75	-97** =	x	=	0.00
6	-10** =	x	=	0.00

Multiple Dependent

Large Entity	Small Entity	Fee Description
Fee Code	Fee (\$)	Fee Description
1202	18	2202 9 Claims in excess of 20
1201	84	2201 42 Independent claims in excess of 3
1203	280	2203 140 Multiple dependent claim, if not paid
1204	84	2204 42 ** Reissue independent claims over original patent
1205	18	2205 9 ** Reissue claims in excess of 20 and over original patent
<b>SUBTOTAL (2)</b>		(\$ 0.00)

\*\* or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1051	130	2051 65 Surcharge - late filing fee or oath	
1052	50	2052 25 Surcharge - late provisional filing fee or cover sheet	
1053	130	1053 130 Non-English specification	
1812	2,520	1812 2,520 For filing a request for ex parte reexamination	
1804	920*	1804 920* Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805 1,840* Requesting publication of SIR after Examiner action	
1251	110	2251 55 Extension for reply within first month	
1252	410	2252 205 Extension for reply within second month	
1253	930	2253 465 Extension for reply within third month	
1254	1,450	2254 725 Extension for reply within fourth month	
1255	1,970	2255 985 Extension for reply within fifth month	
1401	320	2401 160 Notice of Appeal	
1402	320	2402 160 Filing a brief in support of an appeal	
1403	280	2403 140 Request for oral hearing	
1451	1,510	1451 1,510 Petition to institute a public use proceeding	
1452	110	2452 55 Petition to revive - unavoidable	
1453	1,300	2453 650 Petition to revive - unintentional	
1501	1,300	2501 650 Utility issue fee (or reissue)	
1502	470	2502 235 Design issue fee	
1503	630	2503 315 Plant issue fee	
1460	130	1460 130 Petitions to the Commissioner	130.00
1807	50	1807 50 Processing fee under 37 CFR 1.17(q)	
1806	180	1806 180 Submission of Information Disclosure Stmt	
8021	40	8021 40 Recording each patent assignment per property (times number of properties)	
1809	750	2809 375 Filing a submission after final rejection (37 CFR 1.129(a))	
1810	750	2810 375 For each additional invention to be examined (37 CFR 1.129(b))	
1801	750	2801 375 Request for Continued Examination (RCE)	
1802	900	1802 900 Request for expedited examination of a design application	
Other fee (specify)			
*Reduced by Basic Filing Fee Paid		<b>SUBTOTAL (3)</b> (\$ 130.00)	

SUBMITTED BY				Complete (if applicable)
Name (Print/Type)	Janet M. Martineau	Registration No. (Attorney/Agent)	46,903	Telephone (301) 315-2723
Signature	<i>Janet M. Martineau</i>		Date	Oct 31, 2003



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Ruben et al.

Docket No.: PZ003P4

Application No.: 09/852,659

Confirmation No.: 5111

Filed: May 11, 2001

Art Unit: 1636

For: Secreted Protein HPMBQ91 (As Amended)

Examiner: D. Sullivan

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TECH CENTER 1600/290C

**REQUEST TO CORRECT INVENTORSHIP**  
**UNDER 37 C.F.R. § 1.48 (a)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

It has come to the attention of Applicants that Gregg A. Hastings has been erroneously omitted without deceptive intent as an inventor of the above-captioned application. Accordingly, pursuant to 35 U.S.C. § 116 and 37 C.F.R. § 1.48(a), Applicants respectfully request that the Examiner correct the inventorship of the above application by adding Gregg A. Hastings as an inventor.

In support of this request, Applicants submit concurrently herewith:

1. A statement from the added inventor that the inventorship error occurred without deceptive intent on his part;
2. A statement from the Assignee of the original named inventors agreeing to the requested change of inventorship; and
3. A supplemental declaration executed by the actual inventors.

As the above submissions fully satisfy the requirements of 37 C.F.R. § 1.48(a), Applicants respectfully request that the instant request be granted, and that the Examiner correct the inventorship of the above application by adding Gregg A. Hastings as an inventor.

If any further action by Applicants is required, please call the undersigned at the phone number provided below. If there are any additional fees due in connection with this response, please charge the fees to our Deposit Account No. 08-3425.

Dated: October 31, 2003

Respectfully submitted,

By Janet M. Martineau  
Janet M. Martineau

Registration No.: 46,903  
HUMAN GENOME SCIENCES, INC.  
9410 Key West Avenue  
Rockville, Maryland 20850  
(301) 315-2723

KKH/JMM/MJH/FR/ba



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Ruben et al.

Application Serial No.: 09/852,659

Art Unit: 1636

Filed: May 11, 2001

Examiner: Sullivan D.

For: **28 Human Secreted Proteins**

Attorney Docket No.: **PZ003P4**

**STATEMENT OF GREGG A. HASTINGS**

Commissioner of Patents  
Washington, D.C. 20231

Sir:

I was erroneously omitted as an inventor of the above-captioned patent application.  
This error occurred without any deceptive intention on my part.

Date: 2/18/03

Gregg A. Hastings  
\_\_\_\_\_  
Gregg A. Hastings

1570 Bridgegate Street  
Westlake Village, CA 91361



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Ruben et al.

Docket No.: PZ003P4

Application No.: 09/852,659

Confirmation No.: 5111

Filed: May 11, 2001

Art Unit: 1636

For: Secreted Protein HPMBQ91 (As Amended)

Examiner: D. Sullivan

**STATEMENT OF HUMAN GENOME SCIENCES, INC.  
UNDER 37 C.F.R. §§ 3.73 AND 1.48(a)(5)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**Statement Under 37 C.F.R. § 3.73**

Human Genome Sciences, Inc. ("HGS"), organized and existing under the laws of the State of Delaware, having its principal place of business at 9410 Key West Avenue, Rockville, Maryland 20850, states that it is the assignee of record of the entire right, title and interest for the above-identified patent application by virtue of an assignment from the inventors of the present Application No. 09/852,659, filed May 11, 2001. The assignment was recorded in the U.S. Patent and Trademark Office on October 1, 2002, at Reel 013149, Frame 0075.

The undersigned, whose title is supplied below, is empowered to sign this document on behalf of HGS.

**Statement Under 37 C.F.R. § 1.48(a)(5)**

In accordance with the Request to Correct Inventorship submitted herewith, HGS agrees to the proposed change of inventorship adding Gregg A. Hastings as an inventor of the above-captioned patent application.

For: Human Genome Sciences, Inc.  
Signature: J - HD -  
Name: James H. Davis, Ph.D.  
Title: Senior Vice President and General Counsel  
Date: 10/28/03